

CONGRESSIONAL RECORD SUMMARY

Thursday, November 1, 2001, Part I

SENATE

Measures Introduced:

S. 1611. A bill to restore Federal remedies for infringements of intellectual property by States, and for other purposes; to the Committee on the Judiciary.

Leahy

Pages S 11362, S 11364-8

S. 1612. A bill to provide Federal managers with tools and flexibility in areas such as personnel, budgeting, property management and disposal, and for other purposes; to the Committee on Governmental Affairs.

Thompson

Pages S 11362, S 11368-9

S. 1613. A bill to *provide for expedited congressional consideration of "Freedom to Manage"* legislative proposals transmitted by the President to Congress to eliminate or reduce barriers to efficient government operations that are posed by laws that apply to one or more agencies, including government-wide laws; to the Committee on Governmental Affairs.

Thompson

Pages S 11362, S 11368-9

S. 1618. *A bill to enhance the border security of the United States, and for other purposes; to the Committee on the Judiciary.*

Kennedy

Pages S 11362, S 11372-4

S. 1624. A bill to establish the Office of World Trade Center Attack Claims to pay claims for injury to businesses and property suffered as a result of the attack on the World Trade Center in New York City that occurred on September 11, 2001, and for other purposes; to the Committee on Environment and Public Works.

Clinton

Page S 11362

S. 1627. *A bill to enhance the security of the international borders of the United States; to the Committee on the Judiciary.*

Feinstein

Pages S 11362, S 11386-9

H.R. 3061. Labor/HHS/Education Appropriations Act:

Senate continued consideration of H.R. 3061, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2002, taking action on the following amendments proposed thereto:

*Pages S 11300-9, S 11310-17, S 11320-9,
S 11340-4, S 11345-51, D 1081*

Adopted:

Reid (for Bingaman/Domenici) Amendment No. 2062, to provide for an election of an annuity under section 377 of title 28, United States Code, for any qualified magistrate judge.

Pages S 11324-6, D 1081

Harkin (for Graham) Amendment No. 2079, to provide additional funding to carry out the Ecstasy Anti-Proliferation Act of 2000.

Pages S 11350-1, D 1082

Harkin (for Hatch/Reid/Domenici) Amendment No. 2083, to provide funding for cancer prevention and screening programs under the Radiation Exposure Compensation Act Amendments of 2000.

Pages S 11350-1, D 1082

H.R. 2590. Treasury, Postal Service, and General Government Appropriations--Conference Report:

By 83 yeas to 15 nays (Vote No. 321), Senate agreed to the conference report on H.R. 2590, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 2002, clearing the measure for the President.

Pages S 11329-33, S 11344-5, D 1083

H.R. 2647. Legislative Branch Appropriations--Conference Report:

Senate agreed to the conference report on H.R. 2647, making appropriations for the Legislative Branch for the fiscal year ending September 30, 2002, clearing the measure for the President.

Pages S 11397-8, D 1083

Nominations Received:

Senate received the following nominations:

Frederick R. Heebe, of Louisiana, to be United States Attorney for the Eastern District of Louisiana for the term of four years.

David Preston York, of Alabama, to be United States Attorney for the Southern District of Alabama for the term of four years.

Pages S 11398, D 1083

Committee Meetings:

Committee on Commerce, Science, and Transportation: Committee concluded hearings to examine certain initiatives to provide improved safety and security measures for the national rail transportation system, including related measures S. 1550 (pending on Senate calendar), and S. 1530.

Page D 1084

Committee on the Judiciary: *Committee ordered favorably reported the nominations of Edith Brown Clement, of Louisiana, to be United States Circuit Judge for the Fifth Circuit, M. Christina Armijo, to be United States District Judge for the District of New Mexico, Karon O. Bowdre, to be United States District Judge for the Northern District of Alabama, Stephen P. Friot, to be United States District Judge for the Western District of Oklahoma, Larry R. Hicks, to be United States District Judge for the District of Nevada; Leura Garrett Canary, to be United States Attorney for the Middle District of Alabama, Paul K. Charlton, to be United States Attorney for the District of Arizona, Jeffrey Gilbert Collins, to be United States Attorney for the Eastern District of Michigan, William S. Duffey, Jr., to be United States Attorney for the Northern District of Georgia, Dunn Lampton, to be United States Attorney for the Southern District of Mississippi, Alice Howze Martin, to be United States Attorney for the Northern District of Alabama, William Walter Mercer, to be United States Attorney for the District of Montana, Thomas E. Moss, to be United States Attorney for the District of Idaho, J. Strom Thurmond, Jr., to be the United States Attorney for the District of South Carolina, Maxwell Wood, to be United States Attorney for the Middle District of Georgia, and Drew Howard Wrigley, to be United States Attorney for the District of North Dakota, all of the Department of Justice.*

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HOUSE

Legislative Branch Appropriations Conference Report:

The House agreed to the conference report on H.R. 2647, making appropriations for the Legislative Branch for the fiscal year ending September 30, 2002, by a yea-and-nay vote of 374 yeas to 52 nays, Roll No. 417.

Pages H 7609-15, H 7616-17, D 1085

H. Res. 273, the rule that waived points of order against the conference report was agreed to on Oct. 31, 2001.

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H.R. 3150. Airport Security Federalization Act:

The House passed H.R. 3150, to improve aviation security by a yea-and-nay vote of 286 yeas to 139 nays, Roll No. 425.

Pages D 1085, See next issue

See Pages H 7626-8: Amendment Offered By Mr. Young.

TITLE II--VICTIMS COMPENSATION

SEC. 201. LIMITATION ON LIABILITY FOR DAMAGES ARISING OUT OF CRASHES OF SEPTEMBER 11, 2001.

Section 408 of the Air Transportation Safety and System Stabilization Act (Public Law 107-42; 115 Stat. 240; 49 U.S.C. 40101 note) is amended--(1) by amending the section heading to read as follows:

"SEC. 408. LIMITATION ON LIABILITY FOR DAMAGES ARISING OUT OF CRASHES OF SEPTEMBER 11, 2001.";

(2) by amending subsection (a) to read as follows: "(a) General Limitation of Liability.--Except as provided in this section, no Federal court or agency or State court or agency shall enforce any Federal or State law holding any person, or any State or political subdivision thereof, liable for any damages arising out of the hijacking and subsequent crashes of American Airlines flights 11 or 77, or United Airlines flights 93 or 175, on September 11, 2001.";

By a yea-and-nay vote of 201 yeas to 227 nays, Roll No. 424, rejected the Oberstar motion that sought to recommit the bill to the Committee on Transportation and Infrastructure with instructions to report it back forthwith with an amendment in the nature of a substitute that sought to establish the Transportation Security Enhancement Act and create the Transportation Security Administration.

Pages D 1085-6, See next issue

Agreed to the Young of Alaska amendment that makes various technical changes, authorizes airlines to use technologies to create a secure and expedited passenger screening process, and extends \$1.5 billion authorized for airport security to 2003 by a recorded vote of 223 yeas to 202 noes, Roll No. 421.

Pages D 1086, See next issue

Rejected the Oberstar amendment No. 2 printed in H. Rept. 107-264 that sought to incorporate the text of S. 1447, to improve aviation security, as passed the Senate by a recorded vote of 214 yeas to 218 noes, Roll No. 423.

Pages D 1086, See next issue

Earlier, during debate on the *Oberstar amendment*, *rejected the DeFazio motion* that the Committee rise by a recorded vote of 11 yeas to 402 noes, Roll No. 422.

Pages D 1086, See next issue

H.R. 3150. Airport Security Federalization Act (Cont'd.):

The House agreed to H. Res. 274, the rule that provided for consideration of the bill by voice vote. Earlier the House agreed to the Reynolds amendment that makes in order substitute text in lieu of Young of Alaska amendment No. 1 printed in H. Rept. 107-264 by a recorded vote of 379 yeas to 50 noes, Roll No. 420.

Pages H 7617-30, D 1086

Earlier agreed to order the previous question on amendment and the rule by a yea-and-nay vote of 218 yeas to 207 nays, Roll No. 419.

Pages H 7628-9, D 1086

Committee Meetings:

Committee on Education and the Workforce: Subcommittee on Employer- Employee Relations held a hearing on Retirement Security for the American Worker: Opportunities and Challenges.

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Committee on Government Reform: Subcommittee on Technology and Procurement Policy held a hearing on Moving Forward with Services Acquisition Reform: A Legislative Approach to Utilizing Commercial Best Practices.

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Committee on Rules: Ordered reported, as amended, **H.R. 981**, Budget Responsibility and Efficiency Act of 2001.

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Next SENATE MEETING: Friday, 10:00 a.m., November 2, 2001.

Next HOUSE MEETING: Monday, 2:00 p.m., November 5, 2001.

OLA: S. Schwarz (Smith)